

FILE: Minutes File

DESCRIPTION:

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, JUNE 2, 1980
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Wilson at 2:24 p.m. The meeting was recessed by Mayor Wilson at 3:40 p.m. The meeting was reconvened by Chairperson Williams at 4:01 p.m. with Councilmembers Lowery, Stirling, and Mayor Wilson not present. Chairperson Williams adjourned the meeting at 5:17 p.m., into Executive Session.

ATTENDANCE DURING THE MEETING:

(M) Mayor Wilson-present.

(1) Councilmember Mitchell-present.

(2) Councilmember Cleator-present.

(3) Councilmember Lowery-excused by R-251945 (for vacation).

(4) Councilmember Williams-present.

(5) Councilmember Schnaubelt-present.

(6) Councilmember Gotch-present.

(7) Councilmember Stirling-present.

(8) Councilmember Killea-present.

Clerk-Abdelnour (ra)

Jun-2-1980 ITEM-1:

FILE: Minutes File

DESCRIPTION:

Mayor Wilson called the roll:

Mayor Wilson-present.

Councilmember Mitchell-present.

Councilmember Cleator-present.

Councilmember Lowery-not present.

Councilmember Williams-not present.

Councilmember Schnaubelt-present.

Councilmember Gotch-present.

Councilmember Stirling-present.

Councilmember Killea-present.

Jun-2-1980 ITEM-10:

FILE: Minutes File

DESCRIPTION:

Invocation was given by Rev. Ed Baize.

Jun-2-1980 ITEM-20:

FILE: Minutes File

DESCRIPTION:

Pledge of Allegiance was led by Councilmember Stirling.

Jun-2-1980 ITEM-30:

FILE: MEET

DESCRIPTION:

Approval of the Council Minutes for the Meetings of:

05-05-80 P.M.

05-06-80 A.M. and P.M.

05-12-80 P.M.

05-13-80 A.M. and P.M.

COUNCIL ACTION: (Tape location: B483-504).

Approved.

MOTION BY GOTCH TO APPROVE. Second by Cleator. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present

Jun-2-1980 * ITEM-50:

FILE: ZONE 6/2/80 O-15269

DESCRIPTION:

(O-80-297 Rev.) Incorporating a portion of LOT 43, HIGHLANDS SUBDIVISION MAP-284 into M-1B ZONE, located on the east side of Ruffner Street between Ronson Road and Engineer Road, in the Serra Mesa Community Plan Area.

(DISTRICT-5) (CASE-5-80-002. Introduced, as amended, 5/20/80. Council voted 6-0. Districts 4, 7 and Mayor not present.)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Ordinance O-15269 (New Series).

MOTION BY KILLEA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-52:

FILE: ZONE 6/2/80 O-15270

DESCRIPTION:

(O-80-290) Incorporating a portion of SECTION 35, TOWNSHIP 18 SOUTH, RANGE 2 WEST, S.B.B.M. into CR and R-2A ZONES, located on the east side of Dairy Mart Road between San Ysidro Boulevard and Vista Lane, in the San Ysidro Community Plan Area. (DISTRICT-8) (CASE-48-80-3. Introduced 5/20/80. Council voted 7-0. District 4 and Mayor not present.)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Ordinance O-15270 (New Series).

MOTION BY KILLEA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-53:

FILE: MEET

DESCRIPTION:

Two Ordinances relative to AMENDING CHAPTER X, ARTICLE 1, DIVISION 4 OF THE SAN DIEGO MUNICIPAL CODE:

Subitem-A: (O-80-246)

Amending SECTION 101.0407 relating to the R-1 ZONES.

Subitem-B: (O-80-247)

Amending SECTION 101.0409 relating to the R-2 ZONE.

(Introduced 5/20/80. Council voted 5-2. Districts 1 and 6 voted nay.

District 4 and Mayor not present.)

COUNCIL ACTION: (Tape location: A774-990 & B001-264).

Subitem-A adopted as Ordinance O-15271 (New Series).

Subitem-B adopted as Ordinance O-15272 (New Series).

Motion by Mitchell to reopen and renote the item. Second by Williams.

Failed by the following vote: Yeas-1,4,6. Nays-2,5,7,8,M.. Not present-3.

Motion by Williams to adopt the section relating to existing construction and refer to Transportation & Land Use Committee the section relating to new construction. No second.

MOTION BY KILLEA TO DISPENSE WITH THE READING AND ADOPT, WITH DIRECTION TO

PLANNING DEPARTMENT TO REPORT BACK TO COUNCIL THE EFFECT OF THE ORDINANCES IN

ONE YEAR. Second by Cleator. Passed by the following vote: Mitchell-nay.

Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-nay.

Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-54:

FILE: MEET

DESCRIPTION:

(O-80-268) Amending Chapter X, Article 1, Division 5, of the San Diego Municipal Code by AMENDING SECTIONS 101.0502(C.)5. AND 6., (D.)3. AND (E.)2; 101.0503(D.)3. AND 5. AND (F.)3. AND 101.0504(C.)2., relating to VARIANCE AND CONDITIONAL USE PERMIT PROCEDURES. (Introduced 5/19/80. Council voted 8-0. Mayor not present.)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Ordinance O-15273 (New Series).

MOTION BY KILLEA TO DISPENSE WITH THE READING AND ADOPT. Second by Gotch.

Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-55:

FILE: MEET

DESCRIPTION:

(O-80-289) Amending Chapter III, Article 1, Division 1, of the San Diego Municipal Code by AMENDING SECTIONS 31.0131 and 31.0140, relating to BUSINESS LICENSE FEES.

COMMITTEE ACTION:

Reviewed by RULES COMMITTEE on 5/5/80. Recommendation to INTRODUCE the Ordinance. Districts 4, 5 and 7 voted yea. Districts 3 and Mayor not present.

COUNCIL ACTION: (Tape location: A853-941).

Introduced, to be adopted June 16, 1980.

MOTION BY KILLEA TO INTRODUCE. Second by Cleator. Passed by the following vote: Mitchell-nay. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-56:

FILE: ZONE

DESCRIPTION:

(O-80-296 Rev.) AMENDING Section 1 of Ordinance No. O-12344 (New Series) adopted May 1, 1978, INCORPORATING a portion of RANCHO SAN BERNARDO, RECORD OF

SURVEY 6091, into A- 1-1 ZONE, located easterly of Bernardo Trails Drive and Polvera Avenue - extension of time to May 31, 1981. (CASE-45-78-3/EOT.)

NOTE: See Planning Department Report of 4/11/80.

COUNCIL ACTION: (Tape location: A510-550).

Introduced, to be adopted June 16, 1980.

MOTION BY CLEATOR TO INTRODUCE. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-100:

FILE: CONT Ham Brothers Construction, Inc. - Interstate 8 Relocation

DESCRIPTION:

(R- 80-2248) AWARDING A CONTRACT to Ham Brothers Construction, Incorporated for CONSTRUCTION OF INTERSTATE 8 RELOCATION in the amount of \$363,556; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER an amount not to exceed \$39,859 within the WATER REVENUE FUND (41502) from WATER UNALLOCATED

RESERVE (70679) to WATER CONSTRUCTION OUTLAY (70592), CIP-73-024 ANNUAL ALLOCATION FREEWAY RELOCATION; authorizing the EXPENDITURE of \$39,859 from WATER REVENUE FUND 41502 to SUPPLEMENT Resolution No. R-251247, adopted February 25, 1980; authorizing the CITY MANAGER to enter into a REVISED UTILITIES AGREEMENT NO. 24668 with the STATE DEPARTMENT OF TRANSPORTATION.

(DISTRICT-5)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Resolution R-251922.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-101:

FILE: MEET

DESCRIPTION:

Four Resolutions relative to AWARDING CONTRACTS:

Subitem-A: (R-80-2169)

Southwest Flexible Company for the purchase of THREE SEWER RODDING MACHINES for a total cost including tax and terms of \$40,821.66.

Subitem-B: (R-80-2172)

Barrett Engineered Pumps for the purchase of TWO GORMAN-RUPP MODEL ST6A20-X40 SUBMERSIBLE PUMPS for an actual cost including tax and terms of \$28,615.76; authorizing the CITY AUDITOR AND COMPTROLLER to TRANSFER \$28,615.76 within SEWER REVENUE FUND (41506) from the UNALLOCATED RESERVE to POINT LOMA SEWAGE TREATMENT PLANT OPERATION (70225).

Subitem-C: (R-80-2171)

Van Waters and Rogers for the purchase of approximately 16,537 pounds of POTASSIUM PERMANGANATE FREE FLOWING CAIROX for an actual cost including tax and terms of \$19,194.50.

Subitem-D: (R-80-2170)

Vanier Graphics Corp. for the purchase of 500,000 sets of PARKING CITATIONS Form TR-1505 for an actual cost including tax and terms of \$18,916.04.
COUNCIL ACTION: (Tape location: A510-550).

Subitem-A adopted as Resolution R-251923.

Subitem-B adopted as Resolution R-251924.

Subitem-C adopted as Resolution R-251925.

Subitem-D adopted as Resolution R-251926.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-102:

FILE: CONT A-00107

DESCRIPTION:

Two Resolutions relative to REMOVAL OF ARCHITECTURAL BARRIERS, RETROFIT OF BUILDINGS - PHASE II:

Subitem-A: (R-80-2173)

INVITING BIDS on Specifications Document No. A-00107; authorizing a CONTRACT with the lowest responsible and reliable bidder; authorizing the EXPENDITURE not to exceed \$10,230 from CDBG FUND 2930, \$150,200 from CDBG FUND 18514 and \$9,300 from CAPITAL OUTLAY FUND 30245 for said project and related costs, and authorizing the AUDITOR AND COMPTROLLER, upon advice from the administering department, to TRANSFER excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-80-2174)

Certifying that the information contained in ENVIRONMENTAL NEGATIVE DECLARATION END-75-01-00.19BG has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines and that said declaration has been reviewed and considered by the Council. (DISTRICT-8)
COUNCIL ACTION: (Tape location: A510-550).

Subitem-A adopted as Resolution R-251927.

Subitem-B adopted as Resolution R-251928.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 * ITEM-103:

FILE: SUBD Eldorado Hills No.15

DESCRIPTION:

(R-80-1721) Approving the FINAL SUBDIVISION MAP of ELDORADO HILLS NO. 15 and acknowledging receipt of SUBDIVIDER'S ASSURANCE OF COMPLIANCE with the affirmative marketing program, a two-lot subdivision located northerly of Tierrasanta Boulevard and Colina Dorada Drive. (DISTRICT-7)

COUNCIL ACTION: (Tape location: B371).

Adopted as Resolution R-251929.

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Jun-2-1980 * ITEM-104:

FILE: SUBD Lancer Condominium

DESCRIPTION:

(R-80-2147) Approving the FINAL SUBDIVISION MAP of LANCER CONDOMINIUM and acknowledging receipt of SUBDIVIDER'S ASSURANCE OF COMPLIANCE with the affirmative marketing program, a one-lot subdivision located northwesterly of Amherst Street and 67th Street. (DISTRICT-7)

COUNCIL ACTION: (Tape location: B371).

Adopted as Resolution R-251930.

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Jun-2-1980 * ITEM-105:

FILE: SUBD Maya Linda

DESCRIPTION:

(R-80-2274) Approving the FINAL SUBDIVISION MAP of MAYA LINDA and acknowledging receipt of SUBDIVIDER'S ASSURANCE OF COMPLIANCE with the affirmative marketing program, a 2-lot subdivision located northwesterly of Carroll Canyon Road and Maya Linda Road. (DISTRICT-1)

COUNCIL ACTION: (Tape location: B371).

Adopted as Resolution R-251931.

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Jun-2-1980 * ITEM-106:

FILE: SUBD Scripps Mesa Vista

DESCRIPTION:

Two Resolutions relative to the FINAL SUBDIVISION MAP of SCRIPPS MESA VISTA:
(DISTRICT-1)

Subitem-A: (R-80-2227)

Authorizing the execution of an AGREEMENT with Fredericks Development
Corporation for the installation and completion of improvements.

Subitem-B: (R-80-2226)

Approving the FINAL MAP.

COUNCIL ACTION: (Tape location: B371).

Subitem-A adopted as Resolution R-251932.

Subitem-B adopted as Resolution R-251933.

MOTION BY GOTCH TO ADOPT. Second by Cleator. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not
presen

Jun-2-1980 * ITEM-107:

FILE: DEED F-156

DESCRIPTION:

(R-80-1632) Authorizing the acceptance by the CITY MANAGER of STREET EASEMENT
DEED of Mr. Z Landscape, Inc. conveying to City the permanent easement and
right-of-way for a public street and incidents thereto, over, under, upon,
along and across the Westerly 5 feet of LOTS 38 and 39 of DEL SUR NO. 1;
dedicating said land as and for a public street and naming the same 65TH
STREET. (DISTRICT-4)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Resolution R-251934.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote:
Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.
Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.14

Jun-2-1980 * ITEM-108:

FILE: MEET

DESCRIPTION:

(R-80-2219) Authorizing the execution of an AGREEMENT with Lawrence, Fogg, Smith and Associates to provide PROFESSIONAL ENGINEERING SERVICES in connection with the IMPROVEMENT of BEYER BOULEVARD from Route 117 to the North City Limits; authorizing the EXPENDITURE of \$251,000 from CIP-52-110.2, BEYER BOULEVARD - ROUTE 117 TO NORTH CITY LIMIT for said purpose. (DISTRICT-8)

NOTE: See City Manager Report CMR-80-302.

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Resolution R-251935.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.14

Jun-2-1980 * ITEM-109:

FILE: MEET

DESCRIPTION:

(R-80-2241) Authorizing the execution of an AGREEMENT with William E. Peach and Associates for LANDSCAPE ARCHITECTURAL SERVICES for the DESIGN of Martin Luther King Neighborhood Park No. 2; authorizing the EXPENDITURE of \$23,000 from PARK SERVICE DISTRICT FUND 11682, PROGRAM ELEMENT 11682 for the above services. (DISTRICT-4)

NOTE: See City Manager Report CMR-80-303.

COUNCIL ACTION: (Tape location: B320-365).

To be reconsidered on Tuesday, June 3, 1980 meeting.

Motion by Killea to adopt. Second by Stirling. Passed by the following vote:

Yeas-1,2,5,6,7,8,M. Nays-None. Not present-3,4.

Motion by Stirling to reconsider the item. Second by Williams. Passed by the following vote: Yeas-1,2,4,5,6,7,8,M. Nays-None. Not present-3.

By common consent, the item was trailed to Tuesday, June 3, 1980 Council Meeting.

Jun-2-1980 * ITEM-110:

FILE: MEET

DESCRIPTION:

(R-80-2108) Declaring "C" STREET, between Columbia Street and Front Street to be a ONE-WAY STREET, for one-way easterly-bound traffic; authorizing the installation of the necessary signs and markings. (DISTRICT-8)

COUNCIL ACTION: (Tape location: A510-550).

Adopted as Resolution R-251936.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.14

Jun-2-1980 ITEM-151:

FILE: MEET

DESCRIPTION:

(O-80-302) Amending Chapter III, Article 1, Division 3, of the San Diego Municipal Code by AMENDING SECTION 31.0396, relating to CARDROOM TABLE LICENSE

TAX.

COMMITTEE ACTION:

Initiated by PUBLIC SERVICES AND SAFETY COMMITTEE on 4/30/80. Recommendation to INTRODUCE the Ordinance. Districts 1, 3, 6 and 8 voted yea. District 2 not present.

COUNCIL ACTION: (Tape location: A601-698). Introduced, to be adopted June 16, 1980.

MOTION BY KILLEA TO INTRODUCE. Second by Gotch. Passed by the following vote: Mitchell-yea. Cleator-nay. Lowery-not present. Williams-not present. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980 ITEM-206:

FILE: DEED F-158

DESCRIPTION:

(R-80-2251) Authorizing the SALE of LOT C of FAIRHAVEN ACRES, MAP-1490 to the highest bidder at the June 2, 1980 auction; authorizing the execution of a GRANT DEED granting to the highest bidder at said auction, said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof.

(DISTRICT-3.)

COUNCIL ACTION: (Tape location: C088-278).

Returned to City Manager.

MOTION BY KILLEA TO RETURN TO CITY MANAGER TO READVERTISE AT HIS DISCRETION.

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-2-1980 ITEM-207:

FILE: -

DESCRIPTION:

(R-80-2252) Authorizing the SALE of LOTS 19-23, BLOCK 86, CITY HEIGHTS, AMENDED MAP-1007 to the highest bidder at the June 2, 1980 auction; authorizing the execution of a GRANT DEED granting to the highest bidder at said auction, said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-3.)

COUNCIL ACTION: (Tape location: C088-278).

Returned to City Manager.

Motion by Stirling to negotiate the sale. Second by Cleator. Failed by the following vote: Yeas-1,2,5,7. Nays-4,6,8. Not present-3,M.

MOTION BY KILLEA TO RETURN TO CITY MANAGER TO READVERTISE AT HIS DISCRETION.

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-2-1980 ITEM-208:

FILE: -

DESCRIPTION:

(R-80-2253) Authorizing the SALE of LOTS 9-12, BLOCK 113, CITY HEIGHTS, AMENDED MAP-1007 to the highest bidder at the June 2, 1980 auction; authorizing the execution of a GRANT DEED granting to the highest bidder at said auction, said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8.)

COUNCIL ACTION: (Tape location: C088-278).

Returned to City Manager.

MOTION BY KILLEA TO RETURN TO CITY MANAGER TO READVERTISE AT HIS DISCRETION.

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-2-1980 ITEM-209:

FILE: -

DESCRIPTION:

(R-80-2254) Authorizing the SALE of LOTS 16-21, BLOCK 113, CITY HEIGHTS, AMENDED MAP-1007 to the highest bidder at the June 2, 1980 auction; authorizing the execution of a GRANT DEED granting to the highest bidder at said auction, said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied;

authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8.)

COUNCIL ACTION: (Tape location: C088-278).

Returned to City Manager.

MOTION BY KILLEA TO RETURN TO CITY MANAGER TO READVERTISE AT HIS DISCRETION.

Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea.

Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea.

Killea-yea. Mayor Wilson-not present.

Jun-2-1980 ITEM-210:

FILE: -

DESCRIPTION:

(R-80-2255) Authorizing the SALE of a portion of LOT A-245 of ADDITION NO. 5, SAN YSIDRO, MAP-1405, to the highest bidder at the June 2, 1980 auction; authorizing the execution of a GRANT DEED granting to the highest bidder at said auction, said property; declaring that a broker's commission shall be paid by City if the applicable Municipal Code provisions have been satisfied; authorizing the payment of related expenses in accordance with the sale from the proceeds thereof. (DISTRICT-8.)

COUNCIL ACTION: (Tape location: C088-278).

Returned to City Manager.

Motion by Stirling to return Items 207 and 210 to City Manager to negotiate with owner of adjacent properties. Second by Cleator No vote.

Motion by Killea to amend prior motion to include 210 and delete 207. Second by Mitchell. Passed by the following vote: Yeas-1,2,4,5,6,7,8. Nays- None.

Not present-3,M.

MOTION BY STIRLING TO RETURN TO CITY MANAGER TO NEGOTIATE WITH OWNER OF

ADJACENT PROPERTY. Second by Cleator. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not presen

Jun-2-1980 ITEM-211:

FILE: DEED F-163

DESCRIPTION:

(R-80-1884) Authorizing the SALE BY NEGOTIATION of a portion of SILVER TERRACE, RUBY STREET AND LINDA VISTA ROAD CLOSED to MISSION VIEWS DEVELOPMENT

for the sum of \$74,750; authorizing the execution of a GRANT DEED granting to MISSION VIEWS DEVELOPMENT said property; declaring that no broker's commission shall be paid by the City on said negotiated sale. (DISTRICT-6.)

COUNCIL ACTION: (Tape location: C281-313).

Adopted as Resolution R-251944.

MOTION BY KILLEA TO ADOPT. Second by Cleator. Passed by the following vote:

Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present

Jun-2-1980 ITEM-UC-1:

FILE: MEET

DESCRIPTION:

(R-80-0000) A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Deputy Mayor Bill Lowery from the Rules Committee and City Council meeting of Tuesday, June 2, 1980, for the purpose of vacation.

COUNCIL ACTION: (Tape location: C315).

Adopted as Resolution R-251945.

MOTION BY STIRLING TO ADOPT. Second by Schnaubelt. Passed by the following

vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

Jun-2-1980 ITEM-ES-1:

FILE: MEET

DESCRIPTION:

(R-80-2246) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total amount of \$11,000.00 in the Mildred Carter v. The City of San Diego, et. al. case.

COUNCIL ACTION: Adopted as Resolution R-251946.

Jun-2-1980 ITEM-ES-2:

FILE: MEET

DESCRIPTION:

(R-80-2247) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total sum of \$7,000.00 in the settlement of claim against The City of San Diego to 3636 Fifth Avenue Properties.

COUNCIL ACTION:

Adopted as Resolution R-251947.

Jun-2-1980 ITEM-ES-3:

FILE: MEET

DESCRIPTION:

(R-80-1943) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total sum of \$20,000 in the settlement of Superior Court Case No. 431674, Bertha Veitzer against The City of San Diego, et. al.

COUNCIL ACTION:

Adopted as Resolution R-251948.

Jun-2-1980 ITEM-ES-4:

FILE: MEET

DESCRIPTION:

(R-80-2276) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total sum of \$4,997.90, in addition to \$4,000 already expended, in the settlement of claim against The City of San Diego to William Lee Waddell.

COUNCIL ACTION:

Adopted as Resolution R-251949.

Jun-2-1980 ITEM-ES-5:

FILE: MEET

DESCRIPTION:

(R-80-1942) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total sum of \$11,000 in the settlement of claim against The City of San Diego to Stephen W. Jaeger.

COUNCIL ACTION:

Adopted as Resolution R-251950.

Jun-2-1980 ITEM-ES-6:

FILE: MEET

DESCRIPTION:

(R-80-2278) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the total sum of \$2,365.79, in addition to \$4,413.89 already expended, in the settlement of claim against The City of San Diego to Ronald L. and Barbara A. Jones.

COUNCIL ACTION:

Adopted as Resolution R-251951.

Jun-2-1980 ITEM-ES-7:

FILE: MEET

DESCRIPTION:

(R-80-2277) A Resolution adopted by the City Council in Executive Session on June 2, 1980:

Authorizing the City Manager to pay the sum of \$5,311.64, in addition to \$830.09 already expended, in the settlement of claim to Kornelis DeKlerk.

COUNCIL ACTION:

Adopted as Resolution R-251952.

Jun-2-1980 ITEM-NOTE-1:

FILE: MEET

DESCRIPTION:

The appearance of Don Diego and the Fairest of the Fair was welcomed by Council.

Jun-2-1980 ADJOURNMENT:

FILE: MEET

COUNCIL ACTION:

Motion by Stirling to adjourn in memory of James Douglas, Mary Costa, and Kimberly Allison Weaver. Second by Schnaubelt. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present

Jun-2-1980

* ITEM-57:

FILE: ANNEX

DESCRIPTION:

(O-80-300) Incorporating the KAISER-MISSION GORGE ANNEXATION into Council District 7.

NOTE: See City Manager Report CMR-80-183.

COMMITTEE ACTION:

Reviewed by TRANSPORTATION AND LAND USE (TLU) on 4/23/80. Recommendation to INTRODUCE the Ordinance. Districts 4, 5 and 8 voted yea. Districts 2 and 6 not present.

COUNCIL ACTION: (Tape location: A510-550).

Introduced, to be adopted June 16, 1980.

MOTION BY CLEATOR TO INTRODUCE. Second by Killea. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980

* ITEM-111:

FILE: ANNEX Kaiser-Mission Gorge

DESCRIPTION:

Four Resolutions relative to KAISER- MISSION GORGE ANNEXATION:

Subitem-A: (R-80-2137)

Approving the ANNEXATION to the City of San Diego of certain uninhabited, unincorporated territory in the County of San Diego, State of California known and designated as the above.

Subitem-B: (R-80-2138)

Certifying that the information contained in ENVIRONMENTAL IMPACT REPORT EIR-77-11-03 has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Report has been reviewed and considered by the Council.

Subitem-C: (R-80-2139 Rev.)

Declaring that the Council ACCEPTS the PROPERTY TAX REVENUE ALLOCATION negotiated with the County of San Diego and set forth by the County Board of Supervisors which provides that the City shall receive 12.5 percent of the property tax generated by the subject parcel.

Subitem-D: (R-80-)

Adoption of a RESOLUTION containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with ENVIRONMENTAL IMPACT REPORT EIR-77-11-03.

NOTE: See City Manager Report CMR-80-183.

COMMITTEE ACTION:

Initiated by TRANSPORTATION AND LAND USE (TLU) on 4/23/80. Recommendation to ADOPT the Resolution. Districts 4, 5 and 8 voted yea. Districts 2 and 6 not present.

COUNCIL ACTION: (Tape location: B386-459).

Subitem-A adopted as Resolution R-251937.

Subitem-B adopted as Resolution R-251938.

Subitem-C adopted as Resolution R-251939.

Subitem-D adopted as Resolution R-251940.

MOTION BY GOTCH TO ADOPT. Second by Stirling. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-yea.

Jun-2-1980

ITEM-150:

FILE: MEET

DESCRIPTION:

(R-80-2149) Declaring that the area bounded by I-805, Highway 94, 60th and 61st Streets and the southern City boundary requires STUDY to determine if a REDEVELOPMENT project or projects within said area are feasible; authorizing City staff to SEEK FUNDS for planning and development studies of four potential project areas.

NOTE: See City Manager Report CMR-80-271.

COMMITTEE ACTION:

Reviewed by TRANSPORTATION AND LAND USE COMMITTEE (TLU) on 5/7/80.

Recommendation to ADOPT the Resolution. Districts 2, 4, 6 and 8 voted yea.

District 5 not present.

COUNCIL ACTION: (Tape location: B656-733).

Adopted as Resolution R-251941.

MOTION BY STIRLING TO ADOPT. Second by Mitchell. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea. Schnaubelt-nay. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.

FILE: LEAS YMCA, P/L 1101

DESCRIPTION:

(R-80-2229) Authorizing the execution of an AMENDMENT to that OPTION TO LEASE AGREEMENT between the Young Men's Christian Association of San Diego and San Diego County and the City, which agreement relates to a portion of Pueblo Lot 1101, for the purpose of construction, operation and maintenance of a YMCA community center, which amendment provides for the deletion of the provision in the Option which requires the YMCA to lease its property at 8th and C Street to City of San Diego, and which Amendment provides that in the event the YMCA does not, during the entire term of the lease, provide substantial and appropriate YMCA programs and services in the downtown area, the YMCA shall either commence payment to City of fair market rent for the Pueblo Lot 1101 site, or be subject to termination of the lease of that site.

NOTE: See City Manager Report CMR-80-238.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE (PFR) on 5/1/80.

Recommendation to ADOPT the Resolution. Districts 1, 2, 6 and 7 voted yea. District 8 not present.

COUNCIL ACTION: (Tape location: A716-755).

Adopted as Resolution R-251942.

MOTION BY STIRLING TO ADOPT. Second by Cleator. Passed by the following vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-not present. Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor

Wilson-yea.

FILE: MEET

DESCRIPTION:

(R-80-2188) Amending Council Policy No. 700-10 regarding DISPOSITION OF SURPLUS CITY-OWNED REAL PROPERTY.

NOTE: See City Manager Report CMR-80-301.

COMMITTEE ACTION:

Initiated by PUBLIC FACILITIES AND RECREATION COMMITTEE (PFR) on 4/4/80.

Recommendation to ADOPT the Resolution. Districts 1, 7 and 8 voted yea.

District 2 voted nay. District 6 not present.

COUNCIL ACTION: (Tape location: C058-080).

Adopted as Resolution R-251943.

MOTION BY KILLEA TO ADOPT. Second by Stirling. Passed by the following

vote: Mitchell-yea. Cleator-yea. Lowery-not present. Williams-yea.

Schnaubelt-yea. Gotch-yea. Stirling-yea. Killea-yea. Mayor Wilson-not present.